



Practitioner's Docket No. U 013775-0

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: SELVAKUMAR NATESAN, ET AL

Application No.: 10/032,392

Group No.: 1626

Filed: DECEMBER 21, 2001

Examiner: ANDREA D. SOUZA SMALL

For: NOVEL HETEROCYCLIC COMPOUNDS HAVING ANTIBACTERIAL ACTIVITY:
PROCESS FOR THEIR PREPARATION AND PHARMACEUTICAL COMPOSITIONS
CONTAINING THEM

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME

NOTE: 37 C.F.R. § 1.704(b)". . . an applicant shall be deemed to have failed to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has no effect on the three-month period set forth in this paragraph."

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should, therefore, be made. See the Notice of April 7, 1986, 1065 O.G. 31-33.

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

☐ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Address"
Mailing Label No. EV 327549205 US
(mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Geraldine Marti
Signature

Date: August 1, 2003

GERALDINE MARTI
(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an

EXPRESS MAIL LABEL
NO.: EV 327549205 US

oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

NOTE: For use only when no petition and fee for extension of time is filed.

This conditional petition is being filed along with the
accompanying NEW APPLICATION TRANSMITTAL (U 014735-7 DIVISIONAL)

(Indicate type of PTO response being filed)

and provides for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Conditional petition for extension of time

If any extension of time for the accompanying response is required, applicant requests that this be considered a petition therefor.

Status

This application is on behalf of

☒ other than a small entity.

☐ a small entity.

A Statement or Written Assertion:

☐ is attached.

☐ is already filed.

Authorization for payment of fees

The Commissioner is authorized to charge any fees under 37 C.F.R. § 1.17(a) to (d), which may be required by this Conditional Petition to Account 12-0425.

Reg. No. 33,778

Tel. No.: (212)708-1935

Customer No.: 00140


SIGNATURE OF PRACTITIONER

JANET I. CORD

(type or print name of practitioner)

LADAS & PARRY

P.O. Address

26 WEST 61ST STREET
NEW YORK, NEW YORK 10023